IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.659 OF 2004
IN
WRIT PETITION NO.2437 OF 2004

M/s.G.C.Industries .. Petitioner
V/s
Union of India & Ors. .. Respondents

Mr.H.R.Shetty for the Petitioner.
Mr.S.M.Shah with Mr.A.S.Rao for the Respondents.

CORAM: S.RADHAKRISHNAN &
J.P.DEVADHAR, JJ.

DATE : 03.02.2005.

P.C.:

1. Heard the learned Counsel for the parties. By this Notice of Motion the Petitioner is seeking to recall the order of this Court dated 28th October, 2004 whereby the above Petition was dismissed in default.

2. Perused the affidavit in support of the Notice of Motion. For the reasons stated therein, sufficient cause is made out for recalling the order of dismissal. There is no case of inaction, negligence or want of bonafide on the part of the Petitioner. Hence the order of dismissal of the Petition stands recalled. Petition is restored to file. Place the Petition on board for admission on 16.2.2005. Notice of Motion stands disposed of.

(S.RADHAKRISHNAN,J.)

(J.P.DEVADHAR,J.)